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CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY DEPUTY

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, Plaintiff, v. ALBERTO VAZQUEZ Defendant.	Criminal Case No. 08CR0901-BTM I N F O R M A T I O N Title 18, U.S.C., Sec. 371- Conspiracy

The United States Attorney charges:

Beginning on a date unknown but at least as early as August 1, 2004, and continuing up through at least February 15, 2006, within the Southern District of California, defendant ALBERTO VAZQUEZ did knowingly conspire and agree together with Luis Pena, and others known and unknown to commit offenses against the United States, to wit:

to knowingly facilitate the transportation and sale merchandise, to wit, prescription pharmaceuticals, after importation into the United States, knowing that the

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merchandise had been imported contrary to law, in that it was not declared at the border, as required by Title 19, United States Code, Section 1461, and it was an unapproved new drug,pursuant to Title 21, United States Code, Section 331(d), and that it was misbranded, in that it was held for sale after introduction into interstate commerce and dispensed without a written prescription from a licensed practitioner, and labeled in the Spanish language, which is prohibited by Title 21, United States Code, Section 331(a), 331(k) and 353(b)(1);all in violation of Title 18, United States Code, Section 545;

In furtherance of the conspiracy and in order to effect the objects thereof, the following overt acts were committed within the Southern District of California:

1. On or about March 20, 2004, Luis Pena, the owner of a pharmacy in Mexico, met with other co-coonspirators at the Grand Colonial Hotel in La Jolla, California to discuss an online pharmacy business venture and agreed to provide prescription pharmaceuticals from Mexico which would be sold to residents of the United States via the internet without a prescription.

2. On November 19, 2004, defendant Alberto Vazquez purchased postage and mailed 89 Express Mail parcels from the U.S. Post Office on Midway Drive in San Diego, containing prescription pharmaceuticals that had been smuggled into the United States from Mexico, to

customers throughout the United States, using a false return address.

All in violation of Title 18, United States Code, Section 371.

DATED: April 1st, 2008.

KAREN P. HEWITT
United States Attorney

MELANIE K. PIERSON
Assistant U.S. Attorney